

CITY COUNCIL MINUTES
November 26, 2012

The Honorable Council of the City of Evansville met on regular session at 5:30 p.m. on Monday, November 26, 2012 in the City Council Chambers, Room 301 Civic Center Complex, Evansville, Indiana, with President Connie Robinson presiding. The following business was conducted.

These minutes are not intended to be a verbatim transcript. Audiotapes of this meeting are on file in the City Clerk's Office.

ROLL CALL:

Present: McGinn, Mosby, Brinkerhoff-Riley, Friend, Lindsey, Adams, O'Daniel, Weaver, Robinson.

President Robinson: There being nine (9) members present and zero (0) members absent and nine (9) members representing a quorum, I hereby declare this session of the Common Council officially open.

PLEDGE OF ALLEGIANCE

This evening the pledge of allegiance is led by Councilman Lindsey.

President Robinson: Fellow Councilmen and those in the audience, welcome to the November 26, 2012 meeting of the Common Council.

TEEN ADVISORY COMMITTEE

Amanda Graham, Kelsey Cobbs, and Will Boston

COUNCIL ATTORNEY

This evening John Hamilton is our City Council Attorney.

SERGEANT AT ARMS

This evening there is no Sergeant at Arms.

READING AND AMENDMENT OF MINUTES

President Robinson: Is there a motion to approve the minutes of the November 12, 2012 meeting of the Common Council as written?

Councilman Friend moved and Councilwoman Mosby seconded the motion to approve the minutes of the regular meeting of the Common Council held November 12, 2012 as written. Voice vote. So ordered.

REPORTS AND COMMUNICATIONS

IN YOUR NOVEMBER 21st PACKET:

- *City Council Meeting Agenda for November 26, 2012.
- *Committee Meeting Schedule.
- *City Council Meeting Minutes dated November 12, 2012.
- *Ordinances G-2012-24, G-2012-25, G-2012-26, F-2012-22, F-2012-23 and F-2012-24
- *Evansville Redevelopment Commission Minutes from Meeting dated November 7, 2012
- *Correspondence from Weights and Measures

President Robinson: Do I have a motion to receive, file and make these reports and communications part of the minutes of the meeting?

Councilman Friend moved and Councilwoman Mosby seconded the motion to receive, file and make these reports and communications a part of the minutes of the meeting. Voice vote. So ordered.

CONSENT AGENDA

FIRST READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-24 **A.S.D.** **MOSBY**

An Ordinance amending Chapter 12.05 of the Evansville Municipal Code (Streets and Sidewalks)

ORDINANCE G-2012-25 **PUBLIC WORKS** **McGINN**

An Ordinance amending Chapter 1.10 and Establishing New Councilmanic Districts

ORDINANCE G-2012-26 **A.S.D.** **MOSBY**

An Ordinance for the Application for Certification of Convenience and Necessity for Taxicabs for Unity Taxi

ORDINANCE F-2012-22 **FINANCE** **FRIEND**

An Ordinance of the Common Council of the City of Evansville Authorizing transfers of appropriations, additional appropriations and repeal and re-appropriation of funds for various city funds

ORDINANCE F-2012-23 **FINANCE** **FRIEND**

An Ordinance of the Common Council of the City of Evansville Authorizing additional appropriations of funds for Fire Riverboat

ORDINANCE F-2012-24 **FINANCE** **FRIEND**

An Ordinance of the Common Council of the City of Evansville Authorizing Re-Appropriations and Additional Appropriations of Funds within a City Department (DMD)

President Robinson: Is there a motion to adopt the Consent Agenda, First Reading as written?

Councilwoman Mosby moved and Councilman Friend seconded the motion to adopt the Consent Agenda, First Reading as written. Voice vote. So ordered.

CONSENT AGENDA

SECOND READING OF ORDINANCES OR RESOLUTIONS

RESOLUTION C-2012-29 **FINANCE** **FRIEND**

A Resolution of the Common Council of the City of Evansville Confirming the Declaration of an Economic Revitalization Area for Property Tax Phase-In for the Redevelopment/rehabilitation of Real Property and for the Acquisition and Installation of New Information Technology Equipment (Professional Transportation, Inc., (PTI) 3700 E. Morgan, Evansville, IN

COMMITTEE REPORT

Councilman Friend: Yes Madam President, your Finance Committee met this evening to hear Resolution C-2012-29 and it comes forward with a do-pass recommendation.

President Robinson: Thank you. Can I have a motion to accept the Committee Report and move this Resolution to Third Reading?

Councilman Friend moved and Councilwoman Mosby seconded the motion to accept the Committee Reports and move this Resolution to Third Reading. Voice vote. So ordered.

REGULAR AGENDA

THIRD READING OF ORDINANCES OR RESOLUTIONS

RESOLUTION C-2012-29

FINANCE

FRIEND

A Resolution of the Common Council of the City of Evansville Confirming the Declaration of an Economic Revitalization Area for Property Tax Phase-In for the Redevelopment/Rehabilitation of Real Property and for the Acquisition and Installation of New Information Technology Equipment (Professional Transportation, Inc., (PTI) 3700 E. Morgan, Evansville, IN

President Robinson: Is there a motion to adopt Resolution C-2012-29 and call the roll?

Councilwoman Mosby moved and Councilman Adams seconded the motion to adopt Resolution C-2012-29 and call the roll.

ROLL CALL

Ayes: McGinn, Mosby, Brinkerhoff-Riley, Friend, Lindsey, Weaver, Adams, O'Daniel, Robinson

President Robinson: There being nine (9) Ayes and zero (0) Nays, Resolution C-2012-29 is hereby declared adopted.

MISCELLANEOUS BUSINESS

President Robinson: There will not be a City Council meeting on Monday, December 3rd, 2012. The next City Council Meeting will be held Monday, December 10th, 2012 at 5:30 p.m. Committee meetings will begin at 5:00 p.m. on December 10th, 2012.

Officer Kevin Corbin will be speaking on crime-free multi-housing.

Officer Corbin: Good evening everyone. We just want to give you a brief overview of what this program is that we are looking to implement come the beginning of the year. I'm going to let Officer Eric Krogman here go first and kind of give you a background of it before I get into to what exactly our proposal is for the program.

Officer Krogman: Good evening. Like Kevin said, what I want to do is give you a brief overview of a program that we have been working on for about the past three years to be implemented here in Evansville.

The program, and I'll tell you what I'll do, I'll go ahead and hand this out real quick just to give you an idea of what we are talking about. What the program is, it's a three phase pro...I'll give you a little background on it first. The program began in 1992 in Mesa, Arizona. What it is is a program to bring landlords, tenants and law enforcement together. It was started by an officer named Tim Zehring and the reason he began the program was to try to bring everyone together for the issues he was having at the different apartment complexes in Mesa.

One of the biggest complaints we hear from our neighborhood association people is that the complex, some of the apartment complexes, the problem tenants had kind of caused a reverberation effect throughout the community as far as where they stand. In other words, say we have an apartment complex that is having problems, is having issues, they have problem tenants they can't get out, can't get rid of. It causes a reverberation effect. It goes kind of throughout the neighborhood, throughout the complex, throughout the neighborhood.

So what we want to do is implement this program. Like I said, we've been working about 3 1/2 years to get this off the ground. We went out to San Diego, Arizona, got certification on it, talked to a lot of different officers, a lot of different cities that were using this program. It's used right now in about 2000 cities and about 14 foreign countries and it has been very, very successful.

When we first started looking at it, one of the big things we didn't know was, what was the catch because we kept hearing all these good things about it but we thought there has got to be a catch to the program. Well when we got out there, we started talking to officers. We learned there really wasn't a catch. The catch is that it's just as effective as advertised.

The way it works is it is a three-phase program. The first phase is just us putting on an eight-hour seminar for the landlords, the owners, for the property managers. That would consist of us doing, I've got it right here, the eight-hour seminar would consist of us doing a crime prevention section of it, the Fire Department coming in and doing a section, somebody from HUD Fair Housing doing a section of it, one of the attorneys coming in to do leases and evictions, the meth unit coming in and doing a section, the gang unit, narcotics unit, and this would consist of the Phase I. We just went out to Kansas City, Missouri last week and we observed how they do a Phase I seminar out there. Kansas City uses it and this is pretty much the format they use and that everybody else uses. So that's Phase I of the program.

Phase II would be us coming out and doing what we call a C.P.T.E.D. survey. C.P.T.E.D. is Crime Prevention through Environmental Design. It's a concept that has been around since the late 60s, early 70s. It's not new. We are not trying to reinvent the wheel but it's very effective. *(Inaudible)* can use the built environment, in other words, the property that they already have and make it safer and a better place, more efficient for the people who live in the apartment community and for those around it. We went to Louisville this past year. We were certified in that so we have national certification. We could come out and do a C.P.T.E.D. Survey for the property owner.

The C.P.T.E.D. Surveys, if you were going to get someone to come in and so on, the range for services is \$150.00 to \$350.00 an hour. Dan Keller does those out of Louisville, Kentucky for the American Crime Prevention Institute. For example, he did the Galt House, if you've ever been there. He did that and spent about 600 hours on the Galt House at \$350.00 an hour. This is something we would come out and do for the apartment complex owner, manager, whoever, for free. There's not charge in any of that but it's something we could come out and do. When we go out there, we are looking for basic things. We are looking for deadbolt locks, 3" screws in strike plates, windows that lock, adequate security lighting and what we call natural surveillance. In other words, did they have the landscaping trimmed up where you can see the windows, the door of the complex, 180° eye viewers in the doors? We are also looking for the parking lot to be kind of clean and unobstructed of different debris and things like that. So it's just some basic

things we are looking for in Phase II. Once the property meets that standard, we would go back out, do another survey to make sure the standard is met, and then we would go on to Phase III.

Phase III is just the apartment complex having a social. In other words, they invite folks to come out, serve hot dogs, hamburgers, things like that and it gives a chance for the folks in the apartment community to meet us, mainly, and the apartment owners or managers, and each other, to get more of a sense of ownership of the apartment community; more of a sense of community in the apartment complex. Once again, because that's one of the things that we think makes, not all, but some of the complexes a problem: there is not sense of community, there is not sense of ownership. Some of them are kind of transient. We have folks that live there 6 months; they may live there maybe a year, year and a half and move on. And then we have some complexes where we have tenants that have lived there for a decade or better. That's what we want to see are long-term tenants. It makes it better for everybody. There is more sense of community so there is less crime, there is less damage to the property for the owner and the main thing, there are fewer calls for service for us to be there.

After Phase III, what would happen is we would certify the property; it's what we call gold property. In other words, that gives them the right to use...you see the symbol on the pamphlet I handed out? That's the Crime-Free Multi-Housing symbol. They can post that in the written advertisement they may do and the main thing, there are big signs we will put up that say, "We've Joined the Evansville Police Department's Crime Free Multi-Housing Program", and they can post those all over the property. We also list it on the EPD website and the Facebook page because we constantly get calls from people saying, "Is this a safe place to live?", and "Is this a good area to live?" Obviously, we cannot tell them yes or no, but we can say, "Hey, we have properties that are certified and these are on the website if you'd like to look at those".

The main thing this program is going to do for us we feel, and what it has done for other cities across the country, because when we got to looking at it, we talked to, I mean, dozens and dozens of cities in the US and even in Canada is, number one, it's going to make it a safer place for the tenants. Number two, it's going to make it a safer neighborhood that these apartment complexes stand in for the people who live around them, especially the neighborhood associations. We gave a presentation to UNOE. They are behind that. So are the neighborhood presidents. I have a bunch of signed letters from all the neighborhood or not all but most of the neighborhood associations. We got six more today and the president of UNOE. They are really behind the program because it's a big issue as far as some of the complexes go.

One thing it's going to do too, is drop call volume, we believe by a tremendous percentage. When we started looking at it, it wasn't uncommon to see when a program became a gold property to dropped call volume by anywhere from 70 to 80 to 90%. For us that's huge. To give you an example, we have an apartment complex, I won't name it, and we made over a thousand runs to last year, one complex. In the City, we have 50,000 multi-housing units, 50,000, which for a city our size is a tremendous amount. When we started doing research we couldn't believe it. Talked to other cities our size, a lot of them only have half that.

But let's say this complex has had a thousand runs, if we could go in there and drop call volume by 30, 40, we'll say 50%, that's 500 runs to one complex, so that could be reallocated to be used other places in the city. So it's going to free-up a lot of manpower to be able to use at other places so we don't keep making return calls, repeated runs to the same complex, for the same people, for the same thing.

The heart of this program is an addendum to the lease. The folks that go in and they rent, they are going to know this addendum up front, sign it. If they violate the addendum, it is immediate termination of the lease. And that's...we know we can't get it down to the timeframe they use in California. In California, they evict in 48 hours; in Arizona, they evict in 24, but we think we can get it down to seven to ten days here, which beats 30 to 45, plus days here. In the meantime, when somebody knows they are going to get evicted, obviously they are tearing up the property, they are making like miserable for every other tenant that lives in the apartment community and the folks that live around the apartment community. So that's the big thing it's going to do is drop call volume by quite a bit.

We've done a ton of research as far as statistics. We normally do a PowerPoint presentation on this and we've got all that down. I won't bore you with that; we are trying to keep this brief. Kevin has some stats on that and I'll let him go ahead and take over from there.

Councilman Adams: Sir is there any need for any kind of refresher up-keep with this a year or two after it's established in terms of...

Officer Krogman: What we want to do and we'll go a little more in to that, once a property is certified, they are certified, that's it. But if they would change managers, for example, they would need to send somebody back through Phase I for that. If they would change ownership, for example, one of the big apartment complexes on the eastside was just sold and a new owner came in. He's put a lot of money into it; I think about 1.2 million dollars. He is familiar with the crime free program, he excited for us to have that, he's going to participate, but say that property would have been a crime free multi-housing property prior to that and the new ownership comes in, they are going to have to go through at least Phase I.

This is a voluntary program, we are not forcing anybody to go through the program because we want people to come in and be part of it but we are not going to force anybody to do that. That's pretty much the gist of that. Does that answer your question on that?

Councilman Adams: And how do you identify somebody who is a sinner if you will or somebody who is a *(Inaudible)*?

Officer Krogman: That's a good question and that's what we are going to get into a little more too. When we started doing research on this, we were astounded and I do mean astounded, along with other cities that we talked to and we talked to dozens, and dozens, and dozens. Evansville has no regulation, accountability or responsibility for absentee landlords. In other words, there is no licensing required, there's no business registration required, there's nothing. So to put into perspective, I could come into Evansville if I wanted to go door-to-door and sell magazines I have to come down to the Clerk's Office and get a five dollar permit if I want to sell magazines. If I want to come in a buy a complex that has 400 units, I could come in a buy a complex that has 400 units and do nothing. And that's something...we want to be able to know who owns what complex, where they are at, and how to get ahold of them. That's a big, big thing for us because we constantly get these calls of, "we are having problems at one of these complexes", and maybe even say, a duplex, which is considered a multi-housing unit and we'll get on the Assessors website and we'll look at it and it will say it is LLC Holding, that's it. It may say, you know, Newark, New Jersey. We'll spend weeks sometimes trying to figure out who owns what. Right now, we've identified about 350 different owners in Evansville but that's just the tip of the

iceberg, that's not even close to what we have. We think the number we have is probably over 1000.

Councilman Adams: Have you talked with...what's the name of the organization, POMA?

Officer Krogman: Yes, we talked with POMA and we spoke with AASI, both of those. We gave a presentation for POMA.

Councilman Adams: And they think this is a great deal?

Officer Krogman: Monty Fetter, we gave the presentation to. At first they did. I don't know what his feelings are now but I think their biggest concern was we want to have a business license, a business registration. I don't think they were very excited about that. Why, I don't know. You'd have to ask Mr. Fetter that. But that's one thing we have to have because we have to know who owns what property.

Councilman Adams: Sure

Officer Krogman: And it's kind of...you know we've talked to other cities, especially cities our size and when we explained that we didn't have any kind of registration of licensing, they couldn't believe it. I mean we'd have to repeat ourselves on the phone multiple times sometimes *(Inaudible)*.

Councilman Adams: Thank you so much. It sounds like a great idea.

President Robinson: This is a...I'm sorry, I had to take care of some other business, but this is a voluntary...

Officer Krogman: Yes Ma'am. Phase I we want to make mandatory, which is just them. We are just asking for eight hours of your time. In other words, just come out to the seminar, see what we have to offer, and then if you want to be a part of the program, we'd love to have you. If you don't want to be part of the program, you don't have to be part of the program. So Phase I is what we want to make mandatory.

Councilman O'Daniel: You want to make that mandatory for all property owners.

Officer Krogman: For all property owners...it doesn't have to be the owner. It can be the owner, the manager, a representative thereof. We talked to a lot of different property owners that live in say, upstate New York, Colorado, Florida, Southern California. We understand they can't be here but they all have to have somebody locally that manages their property, collects rent and such.

Officer Corbin: We are talking rental property not anybody that owns there home...

President Robinson: So you're telling...let me...so if I owned a piece of property, Phase I, I would be required, I'd have to come to this seminar...not me but someone in my staff would have to come. Is there any kind of statutory requirement or anything to make me come?

Councilman O'Daniel: We'd have to.

Officer Krogman: That's what we're...

President Robinson: By who?

Councilman O'Daniel: We'd have to pass an ordinance.

President Robinson: We'd have to pass it...okay.

Officer Krogman: That's what we want to get.

Counsel Hamilton: They are talking about an ordinance that may be brought before Council after the first of the year.

Officer Krogman: Correct

Councilman O'Daniel: And what would be the sanction...or what are some of the sanctions for failure to come?

Officer Corbin: Well what we are trying to propose is what we are working on right now with the language of the ordinance is with the introduction of the requirement for a license or permit, whatever terminology you want to use there, to get that license or permit, you have to attend the Phase I class within a certain period of time. Again, the class is free, lunch will be provided. There is a lot of education that would be provided at the eight-hour class, in fact, the one we went to in Kansas City, they had an eviction lawyer that gave a three-hour presentation and the number of questions that came from the property owners and their managers, their contacts, was staggering. They were getting a lot of information from this lawyer; so again, they will have a lot of opportunities to learn things both from that end of things and both from the crime prevention end of things from us. At that point, once they understand what the program is, what they can get out of the program, how it can benefit them, if the property owner wants to say no, no thank you, I don't want to be involved, then so be it. That's opposed to many of other cities around this country, which is basically the entire state of Minnesota, which makes it mandatory that you are certified in the program before you are allowed to get a rental license. We are not trying to do that. We just want property owners and managers to know what the program is and what it can do for them before they say either thank you, no thank you or whatever. That's part of what we want to do with this ordinance that we are proposing.

President Robinson: Could that be voluntary instead of mandating them? If I bought a piece investment property, are you going to make me go to a seminar?

Officer Corbin: Yeah, but here is the thing about it, with as many rental units as we have in the State of Indiana, in the City of Evansville, I mean again, we are over 50,000 rental units in the City of Evansville...one over the areas that I am the CPO over, in the Ross Center area, you look in that one little stretch block from McArthur Circle and Corregidor Circle and so forth, you are talking about over a hundred duplexes alone right there, with owners from all over the country. In one short period of time, one of the tenants shot another tenant; was arrested. The very next tenant they moved in was arrested for narcotics dealing. We want them to understand when they rent property here in Evansville, a little bit of what they can do to keep it a safer place, not just for them but the effect, the bleed effect, from bad property to quality of life of everybody else in that neighborhood is dramatic. We want them to understand how they can run a safer, cleaner

property for their benefit and for everyone else's before they say yes or no to the program. Excuse me; I'm battling a cold here.

At that point, if they don't want to be involved, so be it. It won't cost them anything; it's just an eight-hour class. Again, everything will be provided for them from lunch to refreshments and everything else. Beyond that, it's their choice...

Councilman O'Daniel: Is your focus going to be, I mean, those are duplexes over there. Have you seen the most effect from, when you say multi-unit properties, I mean I'm thinking apartment complexes, you know, more than 12 unit kind of deals. I mean, is it something where you've seen or at least other cities have seen benefit with regard to duplexes and just rental homes as opposed to complexes?

Officer Corbin: Well the stats they've shared with us from other cities has been pretty much across the board, but to give you an example of a multi one or a larger community, out in California in Riverside, there was one property in particular that was a major, major issue. The way we were told was that when officers were sent out to a property it was in three squad cars. The first car would deal with the problem. The second car would watch those officers' backs. The third car would watch the cars because if they weren't watching the cars, people would shoot out the windows of the cars. They implemented a program and within about a two-year period, not only had they resolved the problem, they were charging about triple what they had before for rent and there was about an 18-month waiting list to get into the property. That's what the program can do for...

Councilman O'Daniel: Isn't that a business decision then?

Officer Corbin: Well it depends though. You think about how much an effect if you live in a neighborhood and somebody brings in a house and sub-divides it into a duplex, even sub-divides some of the larger homes into a four or five rental unit, which we see on a regular basis. And if they bring in the people who are shooting their neighbors and dealing narcotics and everything else...I have a home down in the southeast side of Evansville what is part of my area that I deal with that multiple tenants they brought in have been busted for dealing and manufacturing methamphetamine. That's fine if it meets the requirement of the drug house ordinance the City can then say you have to get rid of that tenant. But in one of those instances, the person who was dealing the methamphetamine was a guest who was manufacturing it in his vehicle in the driveway. The drug house ordinance did not apply. He didn't have to evict that person. That's kind of the problem we deal with. There has to be some measure taken to deal with these properties where you have landlords who refuse to have any concern or regard for the welfare and the quality of life for the people in the neighborhood around those properties.

Councilman O'Daniel: Let's take meth. I'm just kind of playing devil's advocate here but the meth ordinance we now have, neighborhood inspection and services comes out and says look, you get caught with a meth lab in your home, before it is habitable for...or before it's declared habitable again, you have to go out and get a survey done, otherwise you've got to get it cleaned up. I mean there is an economic disincentive to rent to somebody who may be in that situation and what's the...the statistics are as much as \$25,000 for environmental cleanup. I mean it's easier to raze a house in that situation so wouldn't the economics of it play a factor as to whether it should be a rental....

Officer Corbin: (*Inaudible*) the economics alone was incentive not to someone like that to move in, then why are we seeing such a prevalence of it? I'm saying the better end is to educate from the front end of things to make sure they never let someone like that into the property.

Councilman O'Daniel: But isn't that...should that be mandatory though? I think that is really what it comes back to.

Officer Corbin: I think if you lived next to a house that either caught fire or exploded from a meth lab, you would like something in place.

Councilwoman Mosby: And I think if...I tried to attend as many of my neighborhood meetings as I can and I have not heard a single constituent in my ward so far that is against this. I mean get out and talk to your constituents. We are having...I mean Officer Corbin is my CPO officer and Officer Krogman is in part of the area as well and the neighborhoods, we are just having a tremendous problem with landlords that constantly, continually rent to drug dealers, you know, all kinds of things going on. They evict them and they bring one in right after the next and, you know, that's not fair to the neighborhoods. It's not fair to the quality of life for the people living in these areas.

President Robinson: So do we attack the business owners? Why don't the policemen just go out there and make sure...if those people are doing wrong, that's their job to arrest them.

Councilwoman Mosby: We have to have an ordinance.

Officer Krogman: That's a big part of the problem too though. A lot of time we can't find these owners. We can't find who owns the properties... (*Inaudible*)

President Robinson: But you can find who lives there.

Councilman O'Daniel: But they have a registered agent. I mean...

Officer Krogman: They have a registered agent, that's correct, but it's frustrating when we do finally track somebody down and we explain to them what's going on there and that it's happened more than once and they tell us on the phone, "I don't care". I mean, verbatim, "I don't care what's going on on my property as long as I'm getting my money", and then they hang up on us.

Officer Corbin: I understand the point...

President Robinson: I think that's too much government in your business.

Officer Corbin: I just want to say I understand the point you are making but at the same time, there is this aspect. Let's say the problem is a tenant who goes out in their back yard and they party until 4:00 in the morning at ear splitting decibels from their music and fighting. They are beating up their girlfriend in the front yard, whatever. The police are called; we arrest the subject. The next day he's bonded out or OR'd. He's back that night doing the same thing. We have people walking the street who have been arrested 30 or 40 times. It doesn't get them out of the neighborhood except for a few hours and then they are right back in it. The problem is if the

landlords were a little more serious about who let into their properties...if you were living next to one of these people, you would want something done about it.

Councilman O'Daniel: But wouldn't you want them in the jail out on Harlan Avenue as opposed to...because ultimately, I mean you get that for people who own their homes too, right?

Officer Corbin: Right

Councilman O'Daniel: And then you can't get rid of them.

Officer Krogman: The genesis of the program though, that's how this all began, Tim Zehring, when he started it was, he was tired of going back to the same apartment complexes, dealing with the same people for the same thing, and like Kevin said, they would make an arrest and within a day, a week, whenever, they are right back out and he's right back there dealing with the same thing, going through the same issues again. This is a way to combat this. This is not an advantageous thing against the property owners or the managers. This is something to bring everybody together. This is something we can work together with because, I mean, it's going to drop call volume for us and make the neighborhoods a safer place. In the long run, it's going to be better business for them as well because they are not going to have tenants that are tearing up the property and other tenants, good tenants, moving out because they are tired of dealing with the issues that are there.

Councilwoman Brinkerhoff-Riley: Ultimately, isn't this about screening? I mean for those that opt to be part of this program, they cannot rent to people who have particular type records.

Officer Krogman: The screening...

Councilwoman Brinkerhoff-Riley: Felonies, drug crimes, those type of things would be prohibited from the complex.

Officer Krogman: Right and we are going to...

President Robinson: So where are we going to put all these people?

Councilwoman Brinkerhoff-Riley: That's...

President Robinson: We had a problem last week. If you had a felony you couldn't participate. Where are we going to put these people? All in homeless shelters?

Officer Krogman: The issue with the program is just what you said. The screening on it is such a big, big thing because in a lot of cases there is no screening whatsoever and that's a big problem. You know when you don't know who you are putting in your complex, you don't know who you're putting in (*Inaudible*) and the surrounding community and in some cases, they don't care. Don't get me wrong. We've got a lot of really good landlords that do but some that don't. We want to show them how they can work better, how they can work smarter.

Officer Corbin: And it is important to know, again, the voluntary aspect of the program is they don't have to join the program. We want eight hours of their time so they know what the program is but in the end, they do not have to join the program. And even then, we make no

mandates in terms of who you can and cannot rent to and we make not mandates on when they have to make evictions.

Councilwoman Brinkerhoff-Riley: But they can't have this seal? They can't post this seal if they don't...if they don't eliminate certain tenants.

Officer Corbin: *(Inaudible)* The standards they would follow would be that they would do the C.P.T.E.D. survey, which again is free, so they have certain guidelines on how to make a safer property because there are cities all across this country to where landlords are being hit with tens of millions of dollars in settlements where they have not made a property safe that was known to be a problem.

Councilwoman Brinkerhoff-Riley: Yeah, that makes a lot of sense. I understand what you are saying in terms of good lighting and visibility.

Officer Corbin: *(Inaudible)* They may say, look according to the program, this person has met the qualifications for immediate termination of lease but it's their choice if they want to evict that person or not. We are not going to mandate to them.

Councilwoman Brinkerhoff-Riley: And that's part of how you are successful in terms of when you get called out to a complex because once the tenants realize that a particular type of arrest or conviction would require that they be evicted then they tend to be more susceptible to your comments to be quiet or to tone it down, those kinds of things.

Officer Corbin: An example of that is Jacksonville, Florida uses the program. In fact, they've got almost 3000 properties in the City of Jacksonville that are on board with the program. They have what they call a yellow card to where basically if an officer pulls up on a situation, it could be a person outside drunk, fighting or whatever the case is, some sort of nuisance violation of their lease, if he pulls out the yellow card which is basically just a notice to the property owner or manager, "Here is what happened on your property". If the people see them pull out that yellow card, they are pleading with the officer to please not give them that yellow card because it's grounds for eviction. So it is one of those things again, it's a recommendation, it's up to the complex if they want to do that or not. Nobody is mandating to them what they have to do. But the people in the complex know in this community certain behavioral things are expected of you because your neighbors deserve it.

Councilman O'Daniel: So what is the downside of just making it completely voluntary and let property owners decide if they want to join and get the gold star?

Officer Corbin: But it is voluntary.

Councilman O'Daniel: I'm talking about not getting through the...

President Robinson: Mandated meeting.

Councilman O'Daniel: Well the mandated meeting and the business application.

Officer Krogman: The business license and registration, not making that mandatory?

Councilman O'Daniel: Uhhuh.

Officer Krogman: That pretty much cuts the legs right out from under us. The reason being is because we are back to square one, not know who owns what property and where. I mean we are dealing with literally thousands and thousands...

Councilman O'Daniel: So really this is more...for your purposes it's more of getting a database of property owners.

Officer Krogman: Correct. And we've gotten with the Building Commission. They have a database, which consists of about 350 properties, the number you heard me mention earlier. Tip of the iceberg. Not even close to what the owners are. And this is something we've worked with Ben Miller and I tried to kind of get together on what they have and what we have but once again, they did a voluntary registry, through POMA and Monte Fetter started that which is great. But the thing is, once again it's a voluntary registry. The people who voluntarily come to us and register are not usually the folks that we have to deal with. Their properties are not bad properties. It's the folks that are absentee landlords that live in wherever, you know, say upstate New York, for example, and they've got properties here and they don't care what's going on in their property. In the meantime, it's making life horrible for the folks who live there. You have the good tenants and all this ripple effect. It's like throwing a rock in a pond; the ripples go out. It's doing that all throughout the community. That's why our neighborhood associations, like Missy said, are adamantly with this because they just want something done.

President Robinson: What neighborhood associations have you talked to? I mean, how many...

Officer Krogman: How many do we have letters from?

President Robinson: Yeah. You have letters of support?

Officer Krogman: Yes. We have, I think, around 20 right now. We are expecting more tomorrow. We also have a signed letter by the head of UNOE, signed by all of UNOE. And we can get these to you as well. I'll be honest. I have six neighborhood associations and Kevin has the same. We have more than any other CPO in the City. It comes up at every single meeting and it has for the two years...when is this going to take effect?...when is this going to take effect?

Councilman O'Daniel: You said POMA was a little cool to the idea of a registration requirement, right?

Officer Krogman: Yes, yes.

Councilman O'Daniel: Why?

Officer Krogman: I don't know. You'll have to ask them.

Councilman O'Daniel: I mean isn't that the type of war between a business interest and then the neighbors that live around it?

Officer Krogman: As far as?

Councilman O'Daniel: Well as far as mandating something on a business owner to go through a program and that sort of thing and then the passive aspect of just being a neighbor to those people and the nuisance that goes along with it. I mean that...neighborhood associations...no wonder they are for it, right? It cleans up their neighborhoods; it makes them better.

Officer Krogman: And that's what we are here for.

Councilman O'Daniel: They don't have any obligation to do anything. It's...

Officer Corbin: However, my Ross Center Neighborhood Association in particular, most of the people who come to my association meetings, are people who rent properties in that area and they are 100% behind it because their property value is run down by the people who rent property next door who couldn't care less who they are renting to because they live in New Jersey or Montana or Florida and they are getting their rent check every month. *(Inaudible)*

Officer Krogman: And when we say we want to register, we want just basic information. In other words, the address of the property, who owns it, where that owner lives and a phone number and email address of how to get ahold of them. That's it. We are not asking...

President Robinson: What's the fee for the registration?

Officer Krogman: I'm sorry?

President Robinson: The fee for the registration?

Officer Krogman: We had talked about \$50.00, one time.

Officer Corbin: That's for the permit with the rental license. The registration would all be part of that. And that's opposed to places, for instance I can give you Salt Lake City, Utah, for example. If you want to rent property in Salt Lake City, you have to get a business registry permit and then you have to pay a rental inspection fee of \$342.00 per unit every year unless you join their Good Landlord Program and then it's \$20.00 a unit. So for instance you have Sugar Mill Creek, which is in the neighborhood of 400 units, that's \$8,000 they would have to pay every year just for that one property. We are talking about a one-time rental license fee for the year that covers your rent registry and it covers your permit. It's the idea that we have the same way today with a driver's license. You get a license to where you are saying basically, "I understand the rules renting property or the rules of driving, as it is". Then if you violate that then there is some sort of standard that the City can come back and go, "You are ruining the quality of life for everybody in your neighborhood. You need to do something about a *(Inaudible)* tenant or do something about your property".

Councilman McGinn: I have a, if I may, a suggestion after I kind of make a comment. Kevin, I met with you three years ago on this thing. I have this website on one of my favorites. About every three months I take a look at it. I do some Google research and I am absolutely convinced this reduces crime, raises property values, it does everything that it says all over the country. So my suggestion...I would ask you for the rest of this Council, who probably don't have as much free time as I do to do this stuff, can you put together some websites and some information

because once you believe, you read this stuff, you are going to be a believer that it's absolutely a wonderful thing to do for this community and for the people who vote for you. You are going to find most people who ignore this stuff and don't live in your community, they are not constituents. They are absentee landlords who spend most of their time avoiding being discovered so they can continue to violate the law and ruin the lives of the people who vote for us all. So, if you can get us some research...so you guys can become believers in this program and the slight, what I consider, government intrusion into the ability of people who do business. The people who want to be good business people and improve the community, they don't care. Those who find it a horrible intrusion are the people that we don't want doing business in our community anyhow. I mean I am a believer in the program and have been for three years and I've been waiting for you to show up.

Officer Krogman: And I'll say this to kind of add to that. I've been a policeman, it'll be 17 years next month and I've never ever in my career seen a program that is this effective. In talking to other police officers and other folks that live in these apartment communities throughout, which we've done over the past three years, they will say the same thing. It is just as effective as advertised. It is phenomenal the way it drops call volume and the way it reduces crime, it really is.

Councilman O'Daniel: Is there a problem, and I don't know, John you may pipe in on this, is there a problem in imposing a business license to somebody whose already been in business? It's making it sort of, you know, if you don't do it we are going to revoke your ability to rent this property.

Officer Krogman: You mean grandfather it in or what.

Councilman O'Daniel: Yes.

Officer Krogman: Is there a problem in doing that?

Councilman O'Daniel: Uhuh. As far as imposing a requirement that you now have to attend this in order to get a business license.

Officer Corbin: Well I would say we've been working with the City Attorney. We are covering all our bases on a legal aspect.

Counsel Hamilton: Yeah, I've talked to Ted a few times and I've spoken to these officers some time ago and I know Councilwoman Mosby was working on this some time ago. There are lots of legal issues in coordinating a registration requirements, the Building Commissioner's Office, and putting this all together but it's been tested in lots of communities and challenged in some of them. I think we've got enough history now to know what holds ground and what doesn't, so to speak, on those challenges. I don't know your specific question, whether that has ever been an issue or challenged but it probably has and there is probably some history on it but I'm sure that is one of the issues that the City Attorney's Office is looking at.

Officer Krogman: It's been all the way to the U.S. Supreme Court. HUD versus Rucker, okay.

Counsel Hamilton: Well, that issue itself though, I mean he's asking about the issue of grandfathering.

Officer Krogman: I understand the specifics that they address that but it's been...there's been a number of things that have come up over the past 20 years the program has been in effect and it's held up in every community it's in.

Officer Corbin: I think it is important to note though that we are not in any kind of competition or conflict or whatever with property owners or managers. We actually want to work in concert with them as much as we possibly can. I mentioned before that some of these places have been sued for millions and millions of dollars for failure to make a safe property. This program is used in over 2000 cities around the world, in just countless numbers of cities and communities and not one time, not one, this is where the *(Inaudible)* made a point of stressing it, not one time has anyone of these certified properties ever been successfully litigated against for failure to maintain a safe property. Taking these measures kind of satisfies legal grounds for, "We have tried to do what we can to make you community safe for the residents". That is opposed to some of the legal ramifications they've had on the other end of things, which is quite a contrast.

Officer Krogman: Ms. Robinson, does that answer your question though on the fee?

President Robinson: Oh yes.

Officer Krogman: Okay, we thought that was maybe a fair...when we started looking at other fees that were charged like that, for example, we got some on a formal NFT if you want to have it *(Inaudible)* to an establishment, it's \$300.00 a year.

President Robinson: If you can get me those websites, I am interested in that.

Councilwoman Mosby: Also Council Members, they do have a presentation that they have given to several of my neighborhood association meetings. If anyone would like to see that, I would be glad to set that up at one of the neighborhood association meetings and invite you to that because it's a wonderful presentation and it will really help explain some more details so I'll get that to you.

Councilman Adams: I'd like to come listen to your presentation.

Officer Corbin: We'd love to show it to you.

Councilman Adams: I don't see the downside of this. It's successful all over the place. You're asking these people to have a mandatory education and you're not making them do anything more. I don't see any downside to this at all.

Officer Corbin: I want to pass out one last thing. Basically the forward from what would be our manual and then on the backside it's just got some examples of some other fees and some of the reasons why, based on our staff why we think it's necessary.

Officer Krogman: You want to pass this around too Kevin? If anybody just wants to look at that, that has each time the property goes through a different certification, you'll see a little certificate that we'll give them. They can be displayed in the office so when a prospective tenant comes in, they will see that. It also has a photograph of signage that will be used on the property. It's about the size of a speed-limit sign, saying that they've joined the Crime-Free

Multi-Housing Program. And those are things that property owners really want as well. They want certificates and they want the signage on the property because it helps them right out of the gate screening prospective tenants that come on to the property. They know if they can't qualify to be a tenant there, they are going to move on and go somewhere else.

Councilman Weaver: Is there a yearly membership fee that your department needs to pay...

Officer Krogman: No

Councilman Weaver:...to belong to this group?

Officer Krogman: Oh to the Crime-Free Multi-Housing?

Councilman Weaver: Yes

Officer Krogman: It was...

Officer Corbin: It's minimal. I mean for us (*Inaudible*) this is not a moneymaking venture at all for the Evansville Police Department. But yeah, for us there are minimal cost, a couple of hundred dollars at most, every two years.

Officer Krogman: I think it was around two-hundred something every two years. And there was software that has already been purchased through the Prosecutor's Office. Nick Hermann was generous enough to get that for us. It's paid for 100%. There is no money that has to be spent on that again and we are already utilizing the software to be able to track different things. It's fantastic. The software has been around about 13 years.

Councilwoman Mosby: Thank you very much. We appreciate it.

President Robinson: Are there any questions from anyone in the audience on this? Okay, thank you.

Councilman McGinn: Gentlemen thank you. Keep up the good work.

Councilman Friend: Madam President, in the last meeting I passed out to Russ some questions about the August. I think you were going to pass out a memo...you were just going to give us a memo on that, were you not?

President Robinson: Well...

Councilman Friend: You don't...I'm sorry? Oh you don't have it.

President Robinson: Well I'm not finished. We had something to come up that we need to discuss. I'm sorry.

Mr. Hooper and Mr. Coures, could you come forward please.

We had Ordinance F-2012-24, which was on First Reading tonight and I think his Deputy Director was supposed to get in contact with me but failed to get in contact. They want to

suspend the Second, suspend all the Readings. This is federal money so it does not have to be advertised with a ten-day notice. It's an emergency. Could you give us a little explanation? It was in your packet today...F-2012-24.

Kelley Coures: It's from fund 0283, Home Dollars. This is all federal money and it's from multi-years' grants. The project is Memorial's Akin Park project, the three homes that they are getting ready to finish up at the end of the year. In fact, I am really happy, one of them is actually...I believe it sold and it's a veteran that is relocating here from Texas, moving to Evansville that's purchasing one of these homes. What's happened...the couple of years' funds didn't roll forward and we didn't learn this until just recently that two of these funds did not roll forward so we need to replenish the P.O. with money from prior years' grants. It's all...since it's all federal money, it doesn't have to have that ten-day advertising so that's all it is, is just rolling this money forward into the P.O. so that we can pay the bills from the Akin Park project.

President Robinson: So do you want the entire ordinance held or are you just pulling out this fund 0283.

Kelley Coures: Just the federal, \$183,650.

Councilman McGinn: Kelly, this money is not earmarked for any other project...

Kelley Coures: No, it was earmarked for Akin Park. They just didn't roll forward multi-years' grant money into the P.O. which is what we need to replenish.

Councilman McGinn: Okay and remind me...Akin Park, that's...

Kelley Coures: Adams Avenue near Akin Park.

President Robinson: It's Adams and Kentucky.

Kelley Coures: Kentucky, (*Inaudible*) three homes.

Councilman Weaver: Beautiful homes, great (*Inaudible*)

Councilman McGinn: So they are being built and then there are certain income guidelines to purchase the homes.

Kelley Coures: Right, they are income-qualified. We just got word there's a veteran moving here from Texas that signed an offer to purchase on 1025 Adams.

Councilman McGinn: These are still selling the 80 to what, 80 - \$90,000 range. Is that what they are selling for.

Kelley Coures: Right. The asking price...the value...the market study showed \$93,000 but we are entertaining offers to purchase under that.

Councilman McGinn: Okay. Yea, I mean that's a beautiful park, beautiful area. I love the rehab going on there.

Counsel Hamilton: Okay, I have a question. The other parts...you are only asking that one part of this be approved in all three Readings?

Kelley Coures: Right and it's because as we close out the end of the year, we know that there are going to be bills and things come in on that purchase order so we want to get that money in there rather than wait and clutter up your December 10th meeting if we could do it tonight. That way if any bills come in from those projects, from the construction company, we know that we can pay them right away. We don't have to tell them to wait until December 10th.

Counsel Hamilton: Were the other two parts of this ordinance...did they require advertising?

Kelley Coures: No, they are all federal.

President Robinson: So we can...you don't have to pull those. We can go ahead and do the whole *(Inaudible)*.

Counsel Hamilton: I was going to say, your options would be...your first action would be you have to have unanimous approval to hear this in all three Readings tonight. Once you do that, then your options would be to amend it, to delete the other two portions if that's your option or to pass the entire ordinance.

President Robinson: I think you want us to hear it all, to pass the entire ordinance.

Counsel Hamilton: You can't pass part of an ordinance.

Kelley Coures: It would help a lot.

Phil Hooper: And it would clear up your December 10th *(Inaudible)*.

Councilman Weaver: So moved.

President Robinson: Well first I need a motion to suspend the rules...the Second and Third Reading.

Counsel Hamilton: It's to suspend the rules and hear this ordinance in all three Readings.

Councilman Weaver: So moved.

President Robinson: Okay. Motion by Councilman Weaver, second by Councilwoman Mosby. Voice vote. So ordered.

Counsel Hamilton: Now it's on Second Reading and then Third Reading.

Councilman McGinn: Quick question on the part of that, the NSP Program. That's money that's been repaid from previous loans or grants and it goes back in the fund and it goes out to people who borrow it or use it to rehab property...

Kelley Coures: Yeah, it's all program *(Inaudible)*

Councilman McGinn: It's a revolving deal. Okay. And then the same...the Community Development Block Grant Fund for trash and debris. We've already approved that we just haven't put the money over, right? Okay.

CONSENT AGENDA

SECOND READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE F-2012-24

FINANCE

FRIEND

An Ordinance of the Common Council of the City of Evansville Authorizing Re-Appropriations and Additional Appropriations of Funds within a City Department (DMD)

Counsel Hamilton: Since there is not any committee, this would be the appropriate time for discussion and motions to move forward, etc.

President Robinson: Is there any discussion on this? Any questions from any Council members? Any questions from anyone in the audience?

Councilman O'Daniel: I just want to make sure...we are not so dangerously low in these particular funds that we can't pay our bills, right?

Kelley Coures: No but we just want to make sure that especially at the Memorial since it's so close to the end of the year and they are so close to having all three houses done, we just don't want a situation to come up where something comes in December 9th and we have to wait until December 10th.

Councilman McGinn: Yeah, my assumption, and I think it is correct, is that in order to get this Home Grant over there, you don't want a supplier to all of a sudden have an additional 30 days or even two weeks on wait time for his bills.

Kelley Coures: Especially since we've got an offer to purchase.

Councilman McGinn: Yeah, that one is kind of...let's get that one on the block. We don't need a lien.

President Robinson: Is there a motion to move this ordinance to Third Reading?

Councilman Friend moved and Councilman O'Daniel seconded the motion to move Ordinance F-2012-24 to Third Reading. Voice vote. So ordered.

REGULAR AGENDA

THIRD READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE F-2012-24

FINANCE

FRIEND

An Ordinance of the Common Council of the City of Evansville Authorizing Re-Appropriations and Additional Appropriations of Funds within a City Department (DMD)

President Robinson: Is there a motion to adopt Ordinance F-2012-24 and call the roll?

Councilman Friend moved and Councilman Adams seconded the motion to adopt Ordinance F-2012-24 and call the roll.

ROLL CALL

Ayes: McGinn, Mosby, Brinkerhoff-Riley, Friend, Lindsey, Weaver, Adams, O'Daniel, Robinson

President Robinson: There being nine (9) Ayes and zero (0) Nays, Ordinance F-2012-24 is hereby declared adopted.

Thank you. Thanks a lot.

Phil Hooper. Thanks so much.

Kelley Coures: Thank you.

President Robinson: Next under Miscellaneous, we have the business of selecting a City Council Attorney. I'm going to turn that over to the committee chairman, Councilman O'Daniel.

Councilman O'Daniel: First, we had submissions from several very qualified attorneys and I think everybody has had an opportunity to see their resumés and we submitted on behalf of the Council 10 questions for each of the prospects to answer and we received responses from all but one. They were all very well done and I'm glad that we had an especially qualified pool of applicants. But after I've reviewed the questionnaires, the comments, and the respective experience; I am going to make the recommendation that we employ Scott Danks as the next City Council Attorney. I think he brings with him obviously a fair amount of experience, both litigation and in research, both municipal experience or at least within the City ranks and I think he would...I think he's a very capable attorney so that would be my recommendation and I make that motion.

Councilman Adams: I second.

Councilman McGinn: Yeah, I didn't hear the name. I mean I should have and I know that...

Councilman Weaver: Scott Danks

Councilman McGinn: Okay

Councilman O'Daniel: Scott Danks. Perhaps I get a little ahead of myself sometimes but because I do know all of these applicants very well and you know, it's not a situation where I'm judging any particular skill set or anything, but I think given where our Council stands, I think Mr. Danks would be that person. So that would be my motion and I don't know if there is a ...

Councilman Weaver: Doc seconded it.

President Robinson: It was seconded by Councilman Adams to hire Scott Danks as our City Council Attorney.

Councilman O'Daniel: I guess we should ask for...I think we have to ask for some comments or anything of that nature.

President Robinson: I don't think so because it's a contract. *(Inaudible)*

Councilman O'Daniel: Do we have to ask...

Councilman Lindsey: Is it a yearly contract?

Councilman O'Daniel: It's a yearly contract. It's my understanding it will be under the same terms but that has not been solidified at this point. But that would be my recommendation and certainly with the line item that's been passed in the budget and so I don't anticipate any changes in that.

President Robinson: It is a contract with the City Council and Mr. Danks.

Councilman O'Daniel: That is correct, that is correct.

President Robinson: Okay so we have a motion by Councilman O'Daniel and a second by Councilman Adams. Voice vote. So ordered.

Councilman O'Daniel, can you ask Mr. Danks to get in touch with Mr. Hamilton and we'd like for him to come to the next meeting.

Councilman O'Daniel: December 10th. Absolutely. I'll do that.

Counsel Hamilton: You also want a contract review and...

Councilman O'Daniel: Yes please

President Robinson: *(Inaudible)*

Is there anything else under Miscellaneous?

COMMITTEE REPORTS:

FINANCE COMMITTEE:

Re: Ordinance F-2012-22

Date: December 10, 2012

Time: 5:00 p.m.

Notify: Russell G. Lloyd

Re: Ordinance F-2012-23

Date: December 10, 2012

Time: 5:00 p.m.

Notify: Russell G. Lloyd

A.S.D. COMMITTEE:

Re: Ordinance G-2012-24

Date: December 10, 2012

Time: 5:10 p.m.

Notify: Ted Ziemer

CHAIRMAN FRIEND

Authorizing transfers of appropriations, additional appropriations, and repeal and re-appropriation of funds for various city funds

Authorizing additional appropriations of funds for Fire Riverboat

CHAIRWOMAN MOSBY

Amending 12.05 (Streets and Sidewalks)

Re: Ordinance G-2012-26
Date: December 10, 2012
Time: 5:15 p.m.
Notify: Ted Ziemer

Application for Certification for Unity Taxi

PUBLIC WORKS COMMITTEE:

Re: Ordinance G-2012-23
Date: December 10, 2012
Time: 5:20 p.m.
Notify: Leslie C. Shively

CHAIRMAN DAN MCGINN

Petition to Vacate a public way or place
(Cring Avenue)

Re: Ordinance G-2012-25
Date: December 10, 2012
Time: 5:25 p.m.
Notify: John Hamilton

Amended Chapter 1.10 (Councilmanic Districts)

Councilman McGinn: I would ask our attorney on this...John, would you mind just firing off to everyone the state statute that lists the requirements of contiguous and that type of thing so we are all aware of that.

Counsel Hamilton: Certainly and it should be announced that at that time, the December 10th meeting, that is at what, 5:25...

Councilman McGinn: Yes

Counsel Hamilton:...that you will invite and hear any public comments concerning redistricting. Yeah, I'll get that out to everyone.

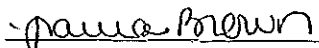
Councilman McGinn: Okay, great. Thank you.

ADJOURNMENT

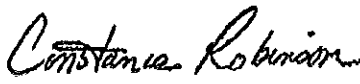
President Robinson: Is there a have a motion for adjournment?

Councilwoman Mosby moved and Councilman O'Daniel seconded the motion to adjourn.
Voice Vote. So Ordered.

Meeting adjourned at 6:39 p.m.



Laura Brown, City Clerk



Constance Robinson, President

ROLL CALL

PLEDGE OF ALLEGIANCE

RECOGNITION OF SCHOOLS

TEEN ADVISORY COUNCIL

READING AND AMENDMENT OF MINUTES

REPORTS AND COMMUNICATIONS

CONSENT AGENDA

FIRST READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-24 A.S.D. MOSBY
An Ordinance amending Chapter 12.05 of the Evansville Municipal Code (Streets and Sidewalks)

ORDINANCE G-2012-25 PUBLIC WORKS McGINN
An Ordinance amending Chapter 1.10 and Establishing New Councilmanic Districts

ORDINANCE G-2012-26 A.S.D. MOSBY
An Ordinance for the Application for Certification of Convenience and Necessity for Taxicabs for Unity Taxi

ORDINANCE F-2012-22 FINANCE FRIEND
An Ordinance of the Common Council of the City of Evansville Authorizing transfers of appropriations, additional appropriations and repeal and re-appropriation of funds for various city funds

ORDINANCE F-2012-23 FINANCE FRIEND
An Ordinance of the Common Council of the City of Evansville Authorizing additional appropriations of funds for Fire Riverboat

ORDINANCE F-2012-24 FINANCE FRIEND
An Ordinance of the Common Council of the City of Evansville Authorizing Re-Appropriations and Additional Appropriations of Funds within a City Department (DMD)

CONSENT AGENDA

SECOND READING OF ORDINANCES OR RESOLUTIONS

RESOLUTION C-2012-29 FINANCE

FRIEND

A Resolution of the Common Council of the City of Evansville Confirming the Declaration of an Economic Revitalization Area for Property Tax Phase-In for the Redevelopment/rehabilitation of Real Property and for the Acquisition and Installation of New Information Technology Equipment (Professional Transportation, Inc., (PTI) 3700 E. Morgan, Evansville, IN

REGULAR AGENDA

THIRD READING OF ORDINANCES OR RESOLUTIONS

RESOLUTION C-2012-29 FINANCE

FRIEND

A Resolution of the Common Council of the City of Evansville Confirming the Declaration of an Economic Revitalization Area for Property Tax Phase-In for the Redevelopment/rehabilitation of Real Property and for the Acquisition and Installation of New Information Technology Equipment (Professional Transportation, Inc., (PTI) 3700 E. Morgan, Evansville, IN

MISCELLANEOUS BUSINESS

There will not be a City Council meeting on Monday, December 3, 2012. The next City Council Meeting will be held December 10, 2012 at 5:30 p.m. Committee meetings will begin at 5:00 p.m. on December 10, 2012.

Officer Kevin Corbin – Speaking on Crime Free Multi Housing

ADJOURNMENT

CITY COUNCIL COMMITTEE MEETING SCHEDULE

November 26, 2012

FINANCE COMMITTEE:

Re: Resolution C-2012-29

Date: November 26, 2012

Time: 5:25 p.m.

Notify: Shance Sizemore (GAGE)

CHAIRMAN JOHN FRIEND

A confirming resolution for Tax Phase-in
for Professional Transportation, Inc. (PTI)
3700 E. Morgan Avenue

December 10, 2012

A.S.D. COMMITTEE:

Re: Ordinance G-2012-24

Date: December 10, 2012

Time: 5:10 p.m.

Notify: Ted Ziemer

CHAIRWOMAN MOSBY

Amending 12.05 (Streets and Sidewalks)

Re: Ordinance G-2012-26

Date: December 10, 2012

Time: 5:15 p.m.

Notify: Ted Ziemer

Application for Certification for Unity Taxi

PUBLIC WORKS COMMITTEE:

Re: Ordinance G-2012-23

Date: December 10, 2012

Time: 5:20 p.m.

Notify: Leslie C. Shively

CHAIRMAN DAN MCGINN

Petition to Vacate a public way or place
(Cring Avenue)

Re: Ordinance G-2012-25

Date: December 10, 2012

Time: 5:25 p.m.

Notify: John Hamilton

Amended Chapter 1.10 (Councilmanic Districts)

FINANCE COMMITTEE:

Re: Ordinance F-2012-22

Date: December 10, 2012

Time: 5:00 p.m.

Notify: Russell G. Lloyd

CHAIRMAN FRIEND

Authorizing transfers of appropriations,
additional appropriations, and repeal and
re-appropriation of funds for various city
funds

Re: Ordinance F-2012-23

Date: December 10, 2012

Time: 5:00 p.m.

Notify: Russell G. Lloyd

Authorizing additional appropriations of
funds for Fire Riverboat

Re: Ordinance F-2012-24

Date: December 10, 2012

Time: 5:00 p.m.

Notify: Philip Hooper

Laura Angermeier (DMD)

An Ordinance Authorizing Re-Appropriations
and Additional Appropriations of Funds within
a City Department (DMD)

5:43pm

The Honorable Council of the City of Evansville is hereby called to order. Madam Clerk, please call the roll.

ROLL CALL

✓ <u> </u> M ^c GINN	✓ <u> </u> FRIEND	✓ <u> </u> O'DANIEL
✓ <u> </u> MOSBY	✓ <u> </u> LINDSEY	✓ <u> </u> WEAVER
✓ <u> </u> BRINKERHOFF-RILEY	✓ <u> </u> ADAMS	✓ <u> </u> ROBINSON

There being 9 members present, 0 members absent, and 9 members representing a quorum, I hereby declare this session of Common Council officially opened.

PLEDGE OF ALLEGIANCE

This evening the pledge of allegiance will be led by Lindsey .

Fellow Councilmen and those in the audience, welcome to the November 26, 2012 meeting of the Common Council.

RECOGNITION OF SCHOOLS

Are there any students in the audience who would like to be recognized?

SCHOOL: _____
NAME: _____

SCHOOL: _____
NAME: _____

TEEN ADVISORY COMMITTEE:

 Amanda Graham
 Kelley Cobbs
 Will Boston

COUNCIL ATTORNEY

This evening John Hamilton is City Council Attorney.

SERGEANT AT ARMS

This evening Officer N/A is our Sergeant at Arms.

READING AND AMENDMENT OF MINUTES OF PRECEDING MEETING

Is there a motion to approve the minutes of the November 12, 2012 meeting of the Common Council as written?

Councilman Friend moved and Councilman MOSBY seconded the motion that the minutes of the regular meeting of the Common Council held

November 12, 2012 be approved as written. Voice vote. ✓ So ordered. ✓

REPORTS AND COMMUNICATIONS

IN YOUR NOVEMBER 21st PACKET:

- *City Council Meeting Agenda for November 26, 2012.
- *Committee Meeting Schedule.
- *City Council Meeting Minutes dated November 12, 2012.
- *Ordinances G-2012-24, G-2012-25, G-2012-26, F-2012-22, F-2012-23 and F-2012-24
- *Evansville Redevelopment Commission Minutes from Meeting dated November 7, 2012
- *Correspondence from Weights and Measures

Councilman Friend moved and Councilman Maski

seconded the motion to receive, file and make these reports and communications a part of

the minutes of the meeting. Voice vote. ✓ So ordered. ✓

CONSENT AGENDA

FIRST READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-24 **A.S.D.** **MOSBY**

An Ordinance amending Chapter 12.05 of the Evansville Municipal Code (Streets and Sidewalks)

ORDINANCE G-2012-25 **PUBLIC WORKS** **McGINN**

An Ordinance amending Chapter 1.10 and Establishing New Councilmanic Districts

ORDINANCE G-2012-26 **A.S.D.** **MOSBY**

An Ordinance for the Application for Certification of Convenience and Necessity for Taxicabs for Unity Taxi

ORDINANCE F-2012-22 **FINANCE** **FRIEND**

An Ordinance of the Common Council of the City of Evansville Authorizing transfers of appropriations, additional appropriations and repeal and re-appropriation of funds for various city funds

ORDINANCE F-2012-23 **FINANCE** **FRIEND**

An Ordinance of the Common Council of the City of Evansville Authorizing additional appropriations of funds for Fire Riverboat

ORDINANCE F-2012-24 **FINANCE** **FRIEND**

An Ordinance of the Common Council of the City of Evansville Authorizing Re-Appropriations and Additional Appropriations of Funds within a City Department (DMD)

Is there a motion to adopt the Consent Agenda, First Reading as written?

Councilman Mosby moved and Councilman Friend seconded the

Motion to adopt the Consent Agenda First Reading as written. Voice vote. So ordered.

✓

✓

CONSENT AGENDA

SECOND READING OF ORDINANCES OR RESOLUTIONS

RESOLUTION C-2012-29 FINANCE

FRIEND

A Resolution of the Common Council of the City of Evansville Confirming the Declaration of an Economic Revitalization Area for Property Tax Phase-In for the Redevelopment/rehabilitation of Real Property and for the Acquisition and Installation of New Information Technology Equipment (Professional Transportation, Inc., (PTI) 3700 E. Morgan, Evansville, IN

COMMITTEE REPORTS:

FINANCE COMMITTEE:

CHAIRMAN FRIEND

Councilman Friend: Madam President, your Finance Committee met this evening to hear Resolution C-2012-29 and it comes forward with a (do-pass) do not pass) recommendation.

Councilman Friend moved and Councilman mosby seconded the motion to accept the committee report and move this resolution to the Third Reading.

Voice vote. So ordered.

REGULAR AGENDA

THIRD READING OF ORDINANCES OR RESOLUTIONS

RESOLUTION C-2012-29 FINANCE

FRIEND

A Resolution of the Common Council of the City of Evansville Confirming the Declaration of an Economic Revitalization Area for Property Tax Phase-In for the Redevelopment/rehabilitation of Real Property and for the Acquisition and Installation of New Information Technology Equipment (Professional Transportation, Inc., (PTI) 3700 E. Morgan, Evansville, IN

Is there a motion to adopt Resolution C-2012-29 and call the roll?

Councilman Mosby moved and Councilman Adams seconded the motion to adopt Resolution C-2012-29 and call the roll.

ROLL CALL

<u>✓</u> M ^c GINN	<u>✓</u> FRIEND	<u>✓</u> O'DANIEL
<u>✓</u> MOSBY	<u>✓</u> LINDSEY	<u>✓</u> WEAVER
<u>✓</u> BRINKERHOFF-RILEY	<u>✓</u> ADAMS	<u>✓</u> ROBINSON

There being 9 Ayes and 0 Nays, Resolution is hereby declared
ADOPTED/DENIED.

MISCELLANEOUS BUSINESS

There will not be a City Council meeting on Monday, December 3, 2012. The next City Council Meeting will be held December 10, 2012 at 5:30 p.m. Committee meetings will begin at 5:00 p.m. on December 10, 2012.

Officer Kevin Corbin – Speaking on Crime Free Multi Housing

Kevin Corbin

Officer Eric Krogman

F-2012-24 Kelly Cowles 0283 Home Memorial Akin Pawn

1836a Hold

Weaver, Mosby

Second + Third Reading by Unanimous Decision to hear 1st, 2nd, 3rd reading in one night.

✓ McGinn	✓ Friend	✓ O'Daniel
✓ Mosby	✓ Lindsay	✓ Weaver
✓ Brinkerhoff-Riley	✓ Adams	✓ Robinson

Friend O'Daniel

Friend Adams

PASSED

As Amended

___ McGinn	___ Friend	___ O'Daniel
___ Mosby	___ Lindsay	___ Weaver
___ Brinkerhoff-Riley	___ Adams	___ Robinson

Scott
Dunn's
Attorney

voice vote

O'Daniel

Adams

PASSED

COMMITTEE REPORTS:

FINANCE COMMITTEE:

Re: Ordinance F-2012-22
Date: December 10, 2012
Time: 5:00 p.m.
Notify: Russell G. Lloyd

CHAIRMAN FRIEND

Authorizing transfers of appropriations, additional appropriations, and repeal and re-appropriation of funds for various city funds

Re: Ordinance F-2012-23
Date: December 10, 2012
Time: 5:00 p.m.
Notify: Russell G. Lloyd

Authorizing additional appropriations of funds for Fire Riverboat

Re: Ordinance F-2012-24
Date: December 10, 2012
Time: 5:00 p.m.
Notify: Russell G. Lloyd

Authorizing re-appropriations and additional appropriations of funds within a city department (DMD)

A.S.D. COMMITTEE:

Re: Ordinance G-2012-24
Date: December 10, 2012
Time: 5:10 p.m.
Notify: Ted Ziemer

CHAIRWOMAN MOSBY

Amending 12.05 (Streets and Sidewalks)

Re: Ordinance G-2012-26
Date: December 10, 2012
Time: 5:15 p.m.
Notify: Bill Kramer

Application for Certification for Unity Taxi

PUBLIC WORKS COMMITTEE:

Re: Ordinance G-2012-23
Date: December 10, 2012
Time: 5:20 p.m.
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CHAIRMAN DAN MCGINN

Petition to Vacate a platted way or place (Cring Avenue)

Re: Ordinance G-2012-25
Date: December 10, 2012
Time: 5:25 p.m.
Notify: John Hamilton

Amended Chapter 1.10 (Councilmanic Districts)

ADJOURNMENT

Councilman Mosby moved and Councilman Daniel

seconded the motion to adjourn. Voice Vote. _____ So Ordered. _____

Meeting adjourned at 6:39 p.m.